

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK**

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**RONALD G. LOEBER, WILLIAM E. BOMBARD,  
WILLIAM A. GAGE, JOHN-JOSEPH FORJONE,  
H. WILLIAM VAN ALLEN, FAIRLENE G.  
RABENDA, ROY-PIERRE DETIEGE-CORMIER,  
RONALD E. SACOFF, GABRIEL RASSANO,  
EDWARD M. PERSON, JR., CHRISTOPHER  
EARL STRUNK, and AD HOC NEW YORK  
STATE CITIZENS FOR CONSTITUTIONAL  
LEGISLATIVE REDISTRICTING,**

**Plaintiffs,**

**v.**

**1:04-CV-1193  
(LEK/RFT)**

**THOMAS J. SPARGO, individually and as  
Justice of the NYS Supreme Court; JOSEPH  
L. BRUNO; 61 JOHN AND JANE DOE  
NYS SENATORS, all individually and as state  
senators past and present; SHELDON SILVER;  
149 JOHN AND JANE DOE NYS ASSEMBLY  
MEMBERS, all individually and as past and  
present; GEORGE E. PATAKI, individually  
and as NYS Governor; RANDY A. DANIELS,  
NYS Secretary of State with authority and  
repository for corporations and unincorporated  
associations service; ELIOT SPITZER, per  
CPLR 1012, New York State Attorney General;  
NATIONAL ASSOCIATION OF SECRETARIES  
OF STATE "NASS"; LESLIE REYNOLDS,  
Executive Director for the Executive Committee;  
PETER KOSINSKI, individually and in his official  
capacity at the NASS; and JOHN ASHCROFT, per  
28 USC 2403, the United States Attorney General,**

**Defendants.**

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**APPEARANCES**

**OF COUNSEL**

**RONALD G. LOEBER**

Altamont, New York 12009

Plaintiff *pro se*

**WILLIAM E. BOMBARD**

Glens Falls, New York 12801

Plaintiff *pro se*

**WILLIAM A. GAGE**

Hampton, New York 12837

Plaintiff *pro se*

**JOHN-JOSEPH FORJONE**

Clarendon, New York 14429

Plaintiff *pro se*

**H. WILLIAM VAN ALLEN**

Hurley, New York 12443

Plaintiff *pro se*

**FAIRLENE G. RABENDA**

Poughkeepsie, New York 12603-5606

Plaintiff *pro se*

**ROY-PIERRE DETIEGE-CORMIER**

Brooklyn, New York 11213

Plaintiff *pro se*

**RONALD E. SACOFF**

Staten Island, New York 10312

Plaintiff *pro se*

**GABRIEL RASSANO**

Freeport, New York 11520

Plaintiff *pro se*

**EDWARD M. PERSON, JR.**

Plaintiff *pro se*

**CHRISTOPHER EARL STRUNK**

Brooklyn, New York 11238

Plaintiff *pro se*

**SCULLIN, Chief Judge**

**AMENDED ORDER**

On October 4, 2005, this Court issued an Order in which, among other things, it instructed

either Ms. Miller or Mr. Smirlock or another attorney in their Office . . . [to] either file a Notice of Appeal on behalf of Defendants within **FIFTEEN DAYS** of this Order if they intend to continue to represent Defendants in this action or notify the Court whether Defendants will be proceeding *pro se* or whether they will be represented by other counsel.

*See* October 4, 2005 Order at 6.

Subsequently, it was brought to the Court's attention that there is an obvious typographical error in the above-cited paragraph. The Court's intent was for either Ms. Miller or Mr. Smirlock or another attorney in their Office to file a "Notice of Appearance" **not** a "Notice of Appeal." Accordingly, the Court hereby

**ORDERS** that the above-cited paragraph is **AMENDED** to read as follows:

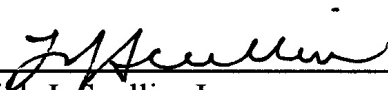
**ORDERS** that either Ms. Miller or Mr. Smirlock or another attorney in their Office shall either file a Notice of Appearance on behalf of Defendants within **FIFTEEN DAYS** of this Order if they intend to continue to represent Defendants in this action or notify the Court whether Defendants will be proceeding *pro se* or whether they will be represented by other counsel.

and the Court further

**ORDERS** that, in light of this Amended Order, Defendants' counsel is hereby  
**GRANTED** a **FIFTEEN DAY** extension of time in which to comply with the Court's  
instructions in the above-cited paragraph.

**IT IS SO ORDERED.**

Dated: October 17, 2005  
Syracuse, New York

  
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Frederick J. Scullin, Jr.  
Chief United States District Court Judge